Serial No. 09/904,741

PATENT Docket No. 058351-010200

REMARKS

Claims 1-57 are pending in the application. Claims 6-17 and 51-53 have been canceled. Applicant hereby files this Amendment, in accordance with 37 C.F.R. § 41.33, only to cancel claim 6-17 and 51-53 for purposes of the pending appeal in the present case. Applicant respectfully request entry of the present Amendment and consideration of the substitute brief filed concurrently with this Amendment.

The Director is authorized to charge any additional fee(s) or any underpayment of fee(s), or to credit any overpayments to **Deposit Account Number 50-2638**. Please ensure that Attorney Docket Number 058351-010200 is referred to when charging any payments or credits for this case.

Respectfully submitted.

Date: February 6, 2009 /steve p. hassid/

Steve P. Hassid Reg. No. 46,762

Customer Number 33717 GREENBERG TRAURIG, LLP 2450 Colorado Avenue. Suite 400E

Santa Monica, CA 90404 Phone: (310) 586-7700 Fax: (310) 586-7800 E-mail: laipmail@gtlaw.com